

1 IN THE UNITED STATES DISTRICT COURT FOR THE  
 2 NORTHERN DISTRICT OF OKLAHOMA  
 3  
 4

5 W. A. DREW EDMONDSON, in his )  
 6 capacity as ATTORNEY GENERAL )  
 7 OF THE STATE OF OKLAHOMA and )  
 8 OKLAHOMA SECRETARY OF THE )  
 9 ENVIRONMENT C. MILES TOLBERT, )  
 10 in his capacity as the )  
 11 TRUSTEE FOR NATURAL RESOURCES )  
 12 FOR THE STATE OF OKLAHOMA, )

13 Plaintiff, )  
 14 )

15 vs. )

16 4:05-CV-00329-TCK-SAJ  
 17 )

18 TYSON FOODS, INC., et al, )  
 19 )

20 Defendants. )  
 21 )  
 22 )  
 23 )  
 24 )  
 25 )

26 THE DEPOSITION OF BOBBY  
 27 WILLIAMS, produced as a witness on behalf of the  
 28 Plaintiff in the above styled and numbered cause,  
 29 taken on the 13th day of November, 2007, in the City  
 30 of Tulsa, County of Tulsa, State of Oklahoma, before  
 31 me, Lisa A. Steinmeyer, a Certified Shorthand  
 32 Reporter, duly certified under and by virtue of the  
 33 laws of the State of Oklahoma.

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 918-587-2878

EXHIBIT

39

1 Q Okay. Any other formal education after grade  
2 eleven?

3 A No.

4 Q Tell us what you presently do for your work or  
5 business.

11:06AM

6 A I run a dairy farm and a beef farm, and we  
7 have milk route running; we haul milk.

8 Q Do you have a name for this business?

9 A W-5 Will Farms.

10 Q W5 Will Farm?

11:07AM

11 A W-5 Will Farms, Inc.

12 Q Is that an Oklahoma corporation?

13 A Yes.

14 Q The land that W-5 Will Farm, Inc., is located  
15 on, is that the same land you gave me of your Route  
16 1, Box 527 address?

11:07AM

17 A Yes.

18 Q Do you personally own that land, you and/or  
19 your wife, or does the W-5 Will Farm corporation own  
20 the land there?

11:07AM

21 A My wife and I own it.

22 Q Okay. Have you ever been a contract poultry  
23 grower?

24 A Yes.

25 Q Tell me what dates starting and ending that

11:07AM

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1 you were a grower.

2 A Well, I started I think in 1977 and I quit I'm  
3 pretty sure between 1986 and '88, and I don't  
4 remember for sure when.

5 Q Okay. Who were the -- what was the name of 11:08AM  
6 the integrator that you grew birds for?

7 A I grew for Hudson first, and then I switched  
8 to Cargill and grew for them, and then I grew --  
9 Cargill sold out to Tyson I think. Anyway, I grew  
10 for Tyson until I quit. 11:08AM

11 Q All right. When you operated as a poultry  
12 grower, what kind of birds did you grow?

13 A Broilers, and then at the end before we quit  
14 we were growing the Cornish.

15 Q Cornish hens? 11:08AM

16 A Yes.

17 Q So during the time that you worked for  
18 Cargill, which kind of birds were you growing?

19 A Broilers.

20 Q And did you grow broilers or the Cornish for 11:08AM  
21 Hudson or both?

22 A Broilers.

23 Q So towards the end when you were growing  
24 Cornish, that would have been for Tyson?

25 A Yes. 11:09AM

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1 A Right.

2 MS. THOMPSON: Object to the form.

3 Q When you operated for the Cargill integrator,  
4 did you have a written contract?

5 A Yes, should have, best I remember. 11:14AM

6 Q Okay. Did you have written contracts with  
7 Hudson?

8 A I suppose so. I can't remember all the  
9 details. That's been too long ago, but you  
10 basically have to have a contract to grow. 11:15AM

11 Q When you have one of those contracts, are you  
12 allowed to negotiate any of the terms of those  
13 contracts with the integrator?

14 A Not that I know of.

15 Q Did Cargill supply you a flock supervisor when 11:15AM  
16 you were growing for Cargill?

17 A The field man, is that what --

18 Q Yes, sir.

19 A Yes.

20 Q And how often would he come around? 11:15AM

21 A Usually once a week.

22 Q Is that the same for Hudson and for Tyson; did  
23 you have the same kind of operation with them?

24 A Yes.

25 Q Did Cargill have any rules regarding how and 11:15AM

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1 when you would clean out your poultry barns when you  
2 operated it for them?

3 A Usually they required you clean out once a  
4 year.

5 Q Were those rules any different with Hudson or 11:15AM  
6 Tyson?

7 A No.

8 Q Do you know whether Cargill knew generally  
9 what you did with the poultry waste when you removed  
10 it from the barns? 11:16AM

11 MS. SOUTHERLAND: Object to the form.

12 A I don't really know because they never did  
13 ask.

14 Q All right. Did you ever tell the flock  
15 supervisor or the field man what you were doing with 11:16AM  
16 the poultry waste?

17 A No.

18 Q Did they ever observe you cleaning out your  
19 barns?

20 A No. 11:16AM

21 Q How many tons would you pull out of your barns  
22 each time you would do a clean-out?

23 A I don't rightly know. I never did weigh it.

24 Q Did you count the loads you would pull out?

25 A Well, when I cleaned out, back then I just had 11:16AM